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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 1397 OF 2006
IN
INCOME TAX APPEAL (L) NO. 742 OF 2006

The Commissioner of Income Tax ... Appellant

Versus

M/s. Morarji Gokuldas Spinning & Weaving Co. Ltd. ... Respondent

Mr. A.D. Kango for the Appellant.

None for Respondent.

CORAM: F.I. REBELLO &
J.P. DEVADHAR, JJ.
DATED: OCTOBER 15, 2007

P.C.

. Though the respondents have been served, none present. There is delay of 354 days. The affidavit has been filed by one B. Rajaram. In the affidavit in support it is pointed out that the file was sent to Ministry on 12.05.2005. Due to various unforeseen situations, the litigation work was taken over from the Ministry of Law with effect from 1.12.2005. The file was returned on 15.12.2005. The same was sent to panel counsel. The draft appeal was received on 13.2.2006. There was some time taken for getting the court fees which were made available on 17.4.2006. Hence, the appeal was filed on 25.04.2006. Considering the above, the

cause shown would amount to sufficient cause. Hence, delay condoned. Office to register the appeal.

(J.P. DEVADHAR, J.) **(F.I.REBELLO, J.)**